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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

UNITED STATES OF AMERICA ) No. CR 97-40059 CW &  
Plaintiff, ) CR 07-00344 CW  
v. )  
KENNETH EUGENE HOLLOWAY, ) AMENDED PETITION FOR AND WRIT OF  
Defendant. ) HABEAS CORPUS AD PROSEQUENDUM

TO: The Honorable Elizabeth D. Laporte, United States Magistrate Judge of the United States District Court for the Northern District of California:

Special Assistant United States Attorney Bryan R. Whittaker respectfully requests that this Court issue a Writ of Habeas Corpus Ad Prosequendum for the person of prisoner, KENNETH EUGENE HOLLOWAY, whose place of custody and jailor are set forth in the requested Writ, attached hereto, and your petitioner avers that the prisoner is required to appear in the above-entitled matters before the Honorable Claudia Wilken, United States District Judge, at 2:00 p.m. on Wednesday, October 3, 2007, and therefore petitioner prays that this Court issue

PETITION FOR WRIT OF HABEAS  
CORPUS AD PROSEQUENDUM  
CASE NOS. CR 97-40059 CW & CR 07-00344 CW

1 the Writ as presented.

2  
3 Dated: September 20, 2007

Respectfully submitted,

4 SCOTT N. SCHOOLS  
United States Attorney

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6 /S/  
7 BRYAN R. WHITTAKER  
Special Assistant United States Attorney

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27 PETITION FOR WRIT OF HABEAS  
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THE PRESIDENT OF THE UNITED STATES OF AMERICA

TO: FEDERICO ROCHA, United States Marshal, Northern District of California, and/or any of his authorized deputies, and the Sheriff of Contra Costa County:

## GREETINGS

WE COMMAND that on Wednesday, October 3, 2007, at 2:00 p.m., or as soon thereafter as practicable, you have and produce the body of KENNETH EUGENE HOLLOWAY, DOB 11/16/1966, in your custody, before the United States District Court in and for the Northern District of California, in the Courtroom of the Hon. Claudia Wilken, United States District Judge, 1301 South Clay Street, Oakland, California, Courtroom 2, 4th Floor, in order that KENNETH EUGENE HOLLOWAY may then appear for an appearance upon the charges heretofore filed against him in the above-entitled Court, and that immediately after said hearing to return him forthwith to said above-mentioned institution or abide by such order of the above-entitled Court as shall thereafter be made concerning the custody of said prisoner, and further to produce said prisoner at all times necessary until the termination of the proceedings in this Court;

IT IS FURTHER ORDERED that should the local or state custodian release from its custody the above-named person, he be immediately delivered and remanded to the United States Marshal and/or his authorized deputies under this Writ.

WITNESS the Hon. Elizabeth D. Laporte, United States Magistrate Judge, United States District Court for the Northern District of California.

DATED: September , 2007

CLERK, UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

By:

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## **DEPUTY CLERK**

PETITION FOR WRIT OF HABEAS  
CORPUS AD PROSEQUENDUM  
CASE NOS. CR 97-40059 CW & CR 07-00344 CW

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

UNITED STATES OF AMERICA ) No. CR 97-40059 CW &  
Plaintiff, ) CR 07-00344 CW  
v. )  
KENNETH EUGENE HOLLOWAY, ) [PROPOSED] ORDER GRANTING  
Defendant. ) PETITION FOR AND WRIT OF HABEAS  
CORPUS AD PROSEQUENDUM

Upon motion of the United States of America, and good cause appearing therefore,  
IT IS HEREBY ORDERED that the United States' request for issuance of a Writ of  
s Ad Prosequendum requiring the production of defendant, KENNETH EUGENE  
, before the Hon. Claudia Wilken, United States District Judge, at 2:00 p.m. on  
October 3, 2007, or as soon thereafter as may be practicable, is granted, and the Writ  
as presented.

Dated: \_\_\_\_\_

**HONORABLE ELIZABETH D. LAPORTE**  
United States Magistrate Judge

PETITION FOR WRIT OF HABEAS  
CORPUS AD PROSEQUENDUM  
CASE NOS. CR 97-40059 CW & CR 07-00344 CW